

RCE/2814

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PATENT & TRADEMARK OFFICE

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

<i>Application Number</i>	09/261,328
<i>Filing Date</i>	March 3, 1999
<i>First Named Inventor</i>	Thomas G. Ference et al.
<i>Group Art Unit</i>	2814 #12/05
<i>Examiner Name</i>	D. Graybill 11/20/01
<i>Attorney Docket Number</i>	21806/0059 Hume

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

NOTE: 37 CFR § 1.114 is effective May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 CFR § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 CFR § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered)
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR § 1.17(i) required).
- b. Other _____

3. Fees The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to IBM Deposit Account No. 09-0456
 - i. RCE fee required under 37 CFR § 1.17(e) - \$740.00
 - ii. Extension of time fee (37 CFR §§ 1.136 and 1.17) (\$110 - 1st month EOT)
 - iii. Other _____
- b. Check in the amount of \$290 (2nd month EOT)
- c. Payment by credit card (Form PTO-2038 enclosed)

FEES CALCULATION

(Col 1)	(Col 2)	(Col 3)	[] SMALL ENTITY	[] NON-SMALL ENTITY
CLAIMS AFTER AMDT	HIGHEST # PREVIOUSLY PAID FOR	NOW PRESENTING EXTRA	RATE	ADDITIONAL FEE NOW DUE
TOTAL	31	minus	53	0
<input type="checkbox"/> First Presentation, Multiple Dependent Claims				
INDEP	2	minus	3	0
			x9=	
			x42=	
			+140=	
			TOTAL	
			OR	TOTAL
				0

The PTO did not receive
listed item(s). CANCELLED

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Larry J. Hume	Registration No. (Attorney/Agent)	44,163
Signature	<i>Larry J. Hume</i>	Date	11/5/01